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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/810,475	03/26/2004	Michael W. Frauens	H10317/DPS	9797

1333 7590 07/11/2006

PATENT LEGAL STAFF
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EXAMINER

LABOMBARD, RUTH NAOMI

ART UNIT	PAPER NUMBER
	2852

DATE MAILED: 07/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT PAPER

20060628

DATE MAILED:

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Commissioner for Patents

1. The amendment filed on 6/15/06 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because they claim "the first toning applicator overlaps with the second toning applicator" and the elected invention discloses a first and second toning applicator that do not overlap.
2. Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

DAVID M. GRAY
SUPERVISORY PATENT EXAMINER